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8 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 ALEXANDER WALLS,

14 Defendant.
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CASE NO. CR11-5408RJB

ORDER DENYING MOTION FOR
SEVERANCE OF COUNT 16 FROM
THE THIRD SUPERSEDING
INDICTMENT

16 This matter comes before the court on the above-referenced motion (Dkt. 137). The court
17 is familiar with the records and files herein and all documents filed in support of and in
18 opposition to the motion, and is fully advised.

19 The Third Superseding Indictment properly joined Counts 1, 2, 4, 6, 7, 10 and 16
20 pursuant to Federal Rule of Criminal Procedure 8(a) because the offenses charged “are of the
21 same or similar character . . . or are connected with or constitute parts of a common scheme or
22 plan.”
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1 Defendant brings this Motion for Severance under Federal Rule of Criminal Procedure
2 14(a), but the showing made by defendant is insufficient to show that the defendant is prejudiced
3 by the joinder. Accordingly, the motion should be DENIED.

4 Therefore, it is now
5 ORDERED that defendant's Motion for Severance of Count 16 from the Third
6 Superseding Indictment (Dkt. 137) is DENIED.

7 The Clerk is directed to send uncertified copies of this Order to all counsel of record and
8 to any party appearing *pro se* at said party's last known address.

9 Dated this 29th day of October, 2012.

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12 ROBERT J. BRYAN
13 United States District Judge
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